

07-702-CD

Raymond Hazel vs Cathy Keith

2007-702-CD

Raymond Hazel vs Cathy Keith

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

Raymond Hazel
vs.
Cathy Keith
Defendant/Appellant

Plaintiff/Appellee
:

vs.
:

No. 07-702-CD

PETITION TO PROCEED IN FORMA PAUPERIS

TO THE PROTHONOTARY:

The Petition of Cathy Keith respectfully represents:

1. I am the Defendant/Appellant in the above matter and because of my financial condition am unable to pay the fees and costs of prosecuting or defending the action or proceeding.
2. I am unable to obtain funds from anyone, including my family and associates, to pay the costs of litigation.
3. I represent that the information below relating to my ability to pay the fees and costs is true and correct:

(a) Name:

Address:

Soc. Sec. No.:

(b) Employment--If you are presently employed, state
Employer:

Address:

Salary or wages per month:

FILED No cc.
0/12/47 um
MAY 03 2007

William A. Shaw
Prothonotary/Clerk of Courts

Original upstairs

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

Raymond Hazel
vs. *Cathy Keith*
Plaintiff/Appellee :
vs. No. 07-702-CD
Defendant/Appellant :

PETITION TO PROCEED IN FORMA PAUPERIS

TO THE PROTHONOTARY:

The Petition of Cathy Keith respectfully represents:

1. I am the Defendant/Appellant in the above matter and because of my financial condition am unable to pay the fees and costs of prosecuting or defending the action or proceeding.
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(a) Name:

Address:

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(b) Employment--If you are presently employed, state
Employer:

Address:

Salary or wages per month:

FILED NO CC.
0/12/47 um
MAY 03 2007

William A. Shaw
Prothonotary/Clerk of Courts

Type of work: Sales Clerk

Things Remembered
Mittany Mall
State College, Pa.

--If you are presently unemployed, state

Date of last employment: Still

Salary or wages per month: \$6.65 hour 30 hours a week or less lately

Type of work: Retail

(c) Other income within the past twelve months

Business or profession:

Other self-employment:

Interest:

Dividends:

Pension and annuities:

Social security benefits:

Support payments:

Disability payments:

Workman's compensation: \$2,420.00 rough amount

Public assistance: fire's \$350.00, Food Stamps \$60.00, Clothing \$150.00
for to get job

Other:

(d) Other contributions to household support

Spouse's Name: WA

If your spouse is employed, state

Employer:

Salary or wages per month:

Type of work:

Contributions from child(ren):

Contributions from parents:

Other contributions:

(e) Property owned

Cash:

Checking account: \$176.00

Savings account: NA

Certificates of deposit: NA

Real estate (including home): NA

Motor vehicle: Make: Cougar ; Year: 2000

Cost: \$10,000.00 ; Amount owed: nothing

Stocks: NA Bonds: NA

Other: NA

(f) Debts and obligations

Mortgage: NA

Rent:

Loans: NA

Other:

Electric NA

Water NA

Telephone \$31.50 month

Cable NA

Credit cards NA

Auto Insurance \$97.51 A month

Gasoline \$80.00 month

Food

(g) Persons dependent upon you for support

Spouse's Name:

Child(ren), if any:

Name(s) and age(s):

Other persons: Name:

Relationship:

4. I understand that I have a continuing obligation to inform the court of improvement in my financial circumstances which would permit me to pay the costs incurred herein.

5. I verify that the statements made in this affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

Date

Petitioner

Home Budget, Monthly

Summary

	Actual	Budgeted	Over/Under	Notes
Total income	\$550.00	\$550.00	at budget	rough amount
Total expenses	\$626.51	\$606.51	20.00 over	
Income less expenses	(\$76.51)	(\$56.51)	20.00 under	

Income

	Actual	Budgeted	Over/Under	Notes
Salary 1	\$0.00	\$0.00	at budget	
Salary 2	\$0.00	\$0.00	at budget	
Investment	\$0.00	\$0.00	at budget	
Stocks and bonds	\$0.00	\$0.00	at budget	
Other	\$0.00	\$0.00	at budget	
Total income	\$0.00	\$0.00		

Expenses

Withholdings	Actual	Budgeted	Over/Under	Notes
Federal income tax			at budget	
State income tax			at budget	
FICA			at budget	
Medical	\$0.00	\$0.00	at budget	
Dental	\$0.00	\$0.00	at budget	
Other	\$0.00	\$0.00	at budget	
Total withholdings	\$0.00	\$0.00		
Percent of expenses				

Finance Payments	Actual	Budgeted	Over/Under	Notes
Credit card 1	\$0.00	\$0.00	at budget	
Credit card 2	\$0.00	\$0.00	at budget	
Credit card 3	\$0.00	\$0.00	at budget	
Credit card 4	\$0.00	\$0.00	at budget	
Student loan	\$0.00	\$0.00	at budget	
Auto loan	\$0.00	\$0.00	at budget	
Home mortgage	\$0.00	\$0.00	at budget	
Personal loan	\$0.00	\$0.00	at budget	
Total finance payments	\$0.00	\$0.00		
Percent of expenses				

Fixed Expenses	Actual	Budgeted	Over/Under	Notes
Property taxes	\$0.00	\$0.00	at budget	
Other taxes	\$0.00	\$0.00	at budget	
Charitable donations	\$20.00	\$0.00	20.00 over	spca
Auto insurance	\$97.51	\$97.51	at budget	every month
Home insurance	\$0.00	\$0.00	at budget	
Life insurance	\$0.00	\$0.00	at budget	
Medical insurance	\$0.00	\$0.00	at budget	
Cable TV	\$0.00	\$0.00	at budget	
Telephone	\$31.00	\$31.00	at budget	internet
Utilities	\$40.00	\$40.00	at budget	min. for cell phone
Total fixed expenses	\$188.51	\$168.51	20.00 over	
Percent of expenses	30	28		

Variable Expenses	Actual	Budgeted	Over/Under	Notes
Household	\$40.00	\$40.00	at budget	personal needs
Groceries	\$132.00	\$132.00	at budget	a month
Auto upkeep and gas	\$20.00	\$20.00	at budget	a week
Other travel expenses	\$0.00	\$0.00	at budget	
Furniture	\$0.00	\$0.00	at budget	
Clothing	\$176.00	\$176.00	at budget	work only year
School	\$0.00	\$0.00	at budget	night school free
Medical/prescriptions	\$0.00	\$0.00	at budget	get free care
Entertainment	\$0.00	\$0.00	at budget	
Memberships	\$0.00	\$0.00	at budget	
Dining out	\$0.00	\$0.00	at budget	
Gifts	\$0.00	\$0.00	at budget	
Vacation	\$0.00	\$0.00	at budget	
Pet care	\$40.00	\$40.00	at budget	food/dog license's
Other	\$30.00	\$30.00	at budget	changes for car 3 times a year
Total variable expenses	\$438.00	\$438.00	at budget	
Percent of expenses	\$0.70	\$0.72		

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION--LAW

Raymond Hazel

Plaintiff/Appellee

v.

No. 07-702-CD

Cathy Keith

Defendant/Appellant

ORDER

AND NOW, this 7 day of May, 2007, upon consideration of the Petition of
Defendant/Appellant to Proceed In Forma Pauperis, it is hereby ORDERED and DECREED that
~~the Defendant/Appellant, Cathy L. Keith, may file the Notice of Appeal in forma~~
~~pauperis and proceed to the termination of proceedings without payment of filing fees or costs.~~ *FJA*
The petition is denied.

By the Court:

FJA

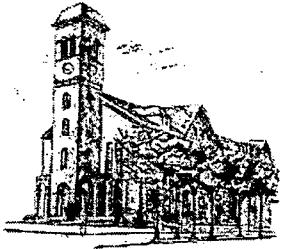
J.

Jud Cummins

FILED
02/3/07
MAY 07 2007

1CC
Def. w/
Denial letter
(6K)

William A. Shaw
Prothonotary/Clerk of Courts



Clearfield County Office of the Prothonotary and Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

Jacki Kendrick
Deputy Prothonotary/Clerk of Courts

Bonnie Hudson
Administrative Assistant

David S. Ammerman
Solicitor

PO Box 549, Clearfield, PA 16830 • Phone: (814) 765-2641 Ext. 1330 • Fax: (814) 765-7659 • www.clearfieldco.org

COPY

May 7, 2007

Cathy Keith
114 Oak Lane
State College, PA 16801

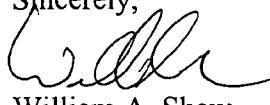
RE: 07-702-CD
IFP Petition for DJ Appeal

Dear Ms. Cathy Keith:

Please be advised that your Petition to Proceed In Forma Pauperis in the above case has been denied by the Court.

You may proceed with this action by filing the enclosed DJ Appeal along with the \$85.00 filing fee with this office.

A certified copy of the Court's Order is enclosed. According to the Rules of Civil Procedure, the Prothonotary's Office may strike your filing if payment is not received in full within ten (10) working days from the date of this letter. However, your DJ Appeal must be filed within 30 days from the date of the judgment as shown on your judgment.

Sincerely,

William A. Shaw
Prothonotary/Clerk of Courts

Enclosures

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS

46 Judicial District, County Of

Clearfield

NOTICE OF APPEAL

FROM

MAGISTERIAL DISTRICT JUDGE JUDGMENT

COPY

COMMON PLEAS No. 07-702-CD

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the Magisterial District Judge on the date and in the case referenced below.

NAME OF APPELLANT <i>Cathy L. Keith</i>	MAG. DIST. NO. <i>46-0-03</i>	NAME OF MDJ <i>Michael A. Riedel</i>
ADDRESS OF APPELLANT <i>114 Oak Lane</i>	CITY <i>Sinclair College</i>	STATE <i>Pa.</i>
DATE OF JUDGMENT <i>4/16/07</i>	IN THE CASE OF (Plaintiff) <i>Raymond Hazel vs. Cathy L. Keith</i>	DEFENDANT <i>(Defendant)</i>
DOCKET NO. <i>CV-0000455-06</i>	SIGNATURE OF APPELLANT OR ATTORNEY OR AGENT <i>Cathy L. Keith</i>	
<p>This block will be signed ONLY when this notation is required under Pa. R.C.P.D.J. No. 1008B.</p> <p>This Notice of Appeal, when received by the Magisterial District Judge, will operate as a SUPERSEDEAS to the judgment for possession in this case.</p> <p>If appellant was defendant (see Pa. R.C.P.D.J. No. 1001(6) in action before a Magisterial District Judge, A COMPLAINT MUST BE FILED within twenty (20) days after filing the NOTICE OF APPEAL.</p> <p><i>Signature of Prothonotary or Deputy</i></p>		

PRAECLPICE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa.R.C.P.D.J. No. 1001(7) in action before Magisterial District Judge. IF NOT USED, dotach from copy of notice of appeal to be served upon appellee.

PRAECLPICE: To Prothonotary

Enter rule upon Raymond Hazel appellee(s), to file a complaint in this appeal
Name of appellee(s)

(Common Pleas No. _____) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Cathy L. Keith

Signature of appellant or attorney or agent

RULE: To Raymond Hazel appellee(s)
Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS MAY BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of the mailing.

Date: 20

Signature of Prothonotary or Deputy

YOU MUST INCLUDE A COPY OF THE NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH THIS NOTICE OF APPEAL.

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS

46 Judicial District, County Of *Clearfield*

NOTICE OF APPEAL

FROM
MAGISTERIAL DISTRICT JUDGE JUDGMENTCOMMON PLEAS No. *07-702-CD*

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the Magisterial District Judge on the date and in the case referenced below.

NAME OF APPELLANT <i>Cathy L. Keith</i>	MAG. DIST. NO. <i>46-B-03</i>	NAME OF MDJ <i>Michael A. Rudella</i>
ADDRESS OF APPELLANT <i>114 Oak Lane</i>	CITY <i>State College</i>	STATE <i>Pa.</i>
DATE OF JUDGMENT <i>4/16/07</i>	IN THE CASE OF (Plaintiff) <i>Raymond Hazel vs. Cathy Keith</i>	(Defendant)
DOCKET NO. <i>CV-0000455-06</i>	SIGNATURE OF APPELLANT OR ATTORNEY OR AGENT <i>Cathy L. Keith</i>	
<p>This block will be signed ONLY when this notation is required under Pa. R.C.P.D.J. No. 1008B. This Notice of Appeal, when received by the Magisterial District Judge, will operate as a SUPERSEDEAS to the judgment for possession in this case.</p> <p>If appellant was Claimant (see Pa. R.C.P.D.J. No. 1001(6) in action before a Magisterial District Judge, A COMPLAINT MUST BE FILED within twenty (20) days after filing the NOTICE of APPEAL.</p> <p>_____ Signature of Prothonotary or Deputy</p>		

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa.R.C.P.D.J. No. 1001(7) in action before Magisterial District Judge. IF NOT USED, detach from copy of notice of appeal to be served upon appellee.

PRAECIPE: To Prothonotary

Enter rule upon *Raymond Hazel*

Name of appellee(s)

appellee(s), to file a complaint in this appeal

(Common Pleas No. *07-702-CD*) within twenty (20) days after service of rule or suffer entry of judgment of non pros.*Cathy L. Keith*

Signature of appellant or attorney or agent

RULE: To *Raymond Hazel*, appellee(s)

Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS MAY BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of the mailing.

Date: *5/10/2007**Will A. Shaw*

Signature of Prothonotary or Deputy

YOU MUST INCLUDE A COPY OF THE NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH THIS NOTICE OF APPEAL.

AOPC 312-05

FILED Def. pd. \$5.00
5/10/07
 MAY 10 2007 Copies to Plaintiff
 William A. Shaw
 Prothonotary/Clerk of Courts
 Def
 MJD Rudella

PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing of the notice of appeal. Check applicable boxes.)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF _____; ss

AFFIDAVIT: I hereby (swear) (affirm) that I served

a copy of the Notice of Appeal, Common Pleas No. _____, upon the Magisterial District Judge designated therein on
(date of service) _____, 20_____. by personal service by (certified) (registered) mail,
sender's receipt attached hereto, and upon the appellee, (name) _____, on
_____, 20_____. by personal service by (certified) (registered) mail,
sender's receipt attached hereto.

(SWORN) (AFFIRMED) AND SUBSCRIBED BEFORE ME
THIS _____ DAY OF _____, 20_____

Signature of official before whom affidavit was made

Signature of affiant

Title of official

My commission expires on _____, 20_____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-03

MDJ Name: Hon.

MICHAEL A. RUDELLA

Address: **131 ROLLING STONE ROAD
PO BOX 210
KYLERTOWN, PA**

Telephone: **(814) 345-6789** **16847-0444**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS

**HAZEL, RAYMOND III E
225 VALLEY VIEW DR APT/STE F3
CLEARFIELD, PA 16830**

VS.

DEFENDANT:

NAME and ADDRESS

**KEITH, CATHY L, ET AL.
114 OAK LANE
STATE COLLEGE, PA 16801**

**CATHY L. KEITH
114 OAK LANE
STATE COLLEGE, PA 16801**

Docket No.: **CV-0000455-06**
Date Filed: **9/15/06**



THIS IS TO NOTIFY YOU THAT:

Judgment: **DEFAULT JUDGMENT PLTF** (Date of Judgment) **4/16/07**

Judgment was entered for: (Name) **HAZEL, RAYMOND III E**

Judgment was entered against: (Name) **KEITH, CATHY L**
in the amount of \$ **477.50**

Defendants are jointly and severally liable.

Damages will be assessed on Date & Time _____

This case dismissed without prejudice.

Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127
\$ _____

Portion of Judgment for physical damages arising out of
residential lease \$ _____

Amount of Judgment	\$ 420.00
Judgment Costs	\$ 57.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 477.50
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total \$ _____	

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR MAGISTERIAL DISTRICT JUDGES, IF THE JUDGEMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE MAGISTERIAL DISTRICT JUDGE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE MAGISTERIAL DISTRICT JUDGE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

4-16-07 Date *M A Rudella*

, Magisterial District Judge

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

Date _____, Magisterial District Judge

My commission expires first Monday of January, **2012**

SEAL

AOPC 315-06

DATE PRINTED: **4/24/07 12:09:00 PM**

FILED

MAY 10 2007

William A. Shaw
Prothonotary/Clerk of Courts

~~FILED~~

~~MAY 10 2007~~

~~William A. Shaw
Prothonotary/Clerk of Courts~~

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-03

MDJ Name: Hon.

MICHAEL A. RUDELLA
Address: **131 ROLLING STONE ROAD**
PO BOX 210
KYLERTOWN, PA

Telephone: **(814) 345-6789**

16847-0444

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

HAZEL, RAYMOND III E
225 VALLEY VIEW DR APT/STE F3
CLEARFIELD, PA 16830

NAME and ADDRESS

DEFENDANT:

KEITH, CATHY L, ET AL.
114 OAK LANE
STATE COLLEGE, PA 16801

NAME and ADDRESS

MICHAEL A. RUDELLA
131 ROLLING STONE ROAD
PO BOX 210
KYLERTOWN, PA 16847-0444

Docket No.: **CV-0000455-06**
Date Filed: **9/15/06**



07-702-CD

THIS IS TO NOTIFY YOU THAT:

Judgment: **DEFAULT JUDGMENT PLTF**

(Date of Judgment)

4/16/07

Judgment was entered for: (Name) **HAZEL, RAYMOND III E**

Judgment was entered against: (Name) **KEITH, CATHY L**
in the amount of \$ **477.50**

Defendants are jointly and severally liable.

Damages will be assessed on Date & Time _____

This case dismissed without prejudice.

Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127
\$ _____

Portion of Judgment for physical damages arising out of
residential lease \$ _____

Amount of Judgment	\$ 420.00
Judgment Costs	\$ 57.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 477.50
Post Judgment Credits	\$ —
Post Judgment Costs	\$ —
Certified Judgment Total \$ 477.50	

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FILED
MAY 21 2007
NO CC
MAY 21 2007

William A. Shaw
Prothonotary/Clerk of Courts

4-16-07 Date

M A Rudella

, Magisterial District Judge

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

5/11/07 Date

M A Rudella

, Magisterial District Judge

My commission expires first Monday of January, **2012**

SEAL

AOPC 315-06

DATE PRINTED: **4/24/07 12:09:00 PM**

07-702-CD

COMPLAINT

IN THE COURT OF COMMON PLEAS CLEARFIELD
COUNTY,
PENNSYLVANIA

Plaintiff/Appellant

Raymond E. Hazel III

vs .

Cathy L. Keith

Defendant/Appellee

FILED

0 10:31 a.m. 6K

JUN 05 2007 2cc to Piff.

William A. Shaw
Prothonotary/Clerk of Courts

(64)

District Justice Appeal CASE NO.

Type of Pleading: **COMPLAINT**

COMPLAINT

NOW, comes the **Plaintiff, Raymond E. Hazel III**
who hereby avers as follows:

1. Raymond E. Hazel III is an adult individual
whose address is 225 Valley View Drive F-3 Clearfield, PA
16830

2. Defendant is Cathy L. Keith, an adult
individual, whose address is 114 Oak Lane State College,
Pennsylvania 16801.

3. On July 30, 2006, at approximately 1:00pm
Cathy Keith wrote a check for the amount of \$300 for work
on a Pontiac Grand Prix in West Decatur, Pa 16878

4. At the date, time and place above referenced,

Ms. Keith was promiseing to pay an additional \$100 for the remainder of the work order.

5. At the date, time and place above referenced, Ms. Keith was observing the work on her car being done.

6. As Mr. Hazel was completing the work on the car, Ms. Keith was writing the check in the amount of \$300. She stated that she would pay an additional \$100 in the presence of other people.

7. On August 3, 2006 Mr. Hazel received the check back from the bank stating payments have been stopped.

The stopped payment on the check was called in by Ms. Keith

- a. Ms. Keith called to stop payments on check on the date of August 2, 2006
- b. On August 7, 2006 Mr. Hazel sent Ms. Keith a letter stating that she still owed him money for the work he had done on the vehicle.
- c. Mr. Hazel allowed about 2 months to make payments on the vehicle
- d. After some time had gone by Mr. Hazel had filed a complaint with Magistrate Micheal A. Rudella on September 15, 2006
- e. Mr. Hazel and Ms. Keith had several hearings regarding the civil case
- f. On April 16, 2007 MDJ Micheal A. Rudella, ruled judgement against Ms. Keith in the amount of \$477.50

9. As a direct and proximate result of Ms. Keith's negligence as described herein, Mr. Hazel has sustained damages as follows:

- a. *money owed to him for the work done on the car*
- b. *For the money owed to him for the other costs*

WHEREFORE, Mr. Hazel demands judgment against Ms. Keith in the amount of \$477.50, plus interest, court costs and such other reasonable costs as the court may allow.

X *Ryan E. Hazel*
Plaintiff

COMPLAINT - VERIFICATION

VERIFICATION

I verify that the statements made in this Complaint are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to Unsworn Falsification to Authorities.

X Raymond E. Neff

COMPLAINT - NOTICE TO DEFEND

IN THE COURT OF COMMON PLEAS CLEARFIELD
COUNTY,
PENNSYLVANIA

District CASE NO.

Raymond E. Hazel III
Plaintiff/Appellant

vs .

Justice Appeal

Cathy L. Keith
Defendant/Appellee

Type of Pleading: **COMPLAINT**

NOTICE

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defense or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

**YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE.
IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR
TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU**

IN THE COURT OF COMMON PLEAS CLEARFIELD
COUNTY,
PENNSYLVANIA

Raymond E. Hazel III
Plaintiff/Appellant

vs.

Cathy L. Keith
Defendant/Appellee

District Justice Appeal CASE NO. 97-123-C.D.

Type of Pleading: **COMPLAINT**

Filed on Behalf of **PLAINTIFF**

Plaintiff's address: 225 Valley View Drive Apt.
F#3 Clearfield, PA 16830 (814) 768-9653

IN THE COURT OF COMMON PLEAS CLEARFIELD
COUNTY,
PENNSYLVANIA

Raymond E. Hazel

Plaintiff/Appellant

vs.

Cathy L. Keith

Defendant/Appellee

District Justice Appeal CASE NO.

CERTIFICATE OF SERVICE

I, **Raymond E. Hazel**,

Plaintiff above named, do hereby certify that on
the 7

day of August 2006, I served a certified copy
of the Complaint on the Defendant above named, by
delivering certified copy to the Defendant

714 Oak Lane State College Pa 16801

X Raymond E. Hazel

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA-CIVIL DIVISION

Raymond E. Hazel,
Plaintiff

vs.

Cathy L. Keith,
Defendant

*
*
* NO.: 07-702

* Type of Case: Civil

* Type of Pleading: Answer and New
* Matter

* Filed on Behalf of: Cathy L. Keith
*

* Counsel of Record for this Party:

* Robin Jean Foor, Esquire

*

* Supreme Court No.: 41520

*

* MidPenn Legal Services

* 211 East Locust Street

* Clearfield, PA 16839

* (814)765-9646

FILED 3cc Atty
6/25/2007 Foor
JUN 25 2007

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS, CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND E. HAZEL, :
PLAINTIFF :
VS. : NO. 07-702-CD
CATHY L. KEITH :
DEFENDANT :
:

TO: Raymond E. Hazel

You are hereby notified to file a written response to the enclosed New Matter
within twenty (20) days from service hereof or a judgment may be entered against you.



Robin Jean Foor
Attorney for Cathy L. Keith

IN THE COURT OF COMMON PLEAS, CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND E. HAZEL, :
PLAINTIFF :
VS. : NO. 07-702-CD
CATHY L. KEITH :
DEFENDANT :
:

ANSWER

Defendant, Cathy L. Keith, by and through her attorneys, Robin Jean Foor,
Esquire and MidPenn Legal Services, answers as follows:

1. Admitted.
2. Admitted.
3. Admitted
4. Denied. Ms. Keith did not promise to make any payment.
5. Denied. Ms. Keith is not and was never the owner of the vehicle that was repaired. The vehicle is owned by David Wooster.
6. Denied. Ms. Keith did not promise to make additional payment.
7. Ms. Keith has no knowledge of when Mr. Hazel received the stopped payment, but admits that she did stop payment on the check.
8. Admitted.
9. This a conclusion of law and requires no answer.

NEW MATTER

10. The vehicle repaired by Mr. Hazel is owned by David C. Wooster. A copy of the Temporary Registration is attached as Exhibit A.
11. Ms. Keith did not authorize the repairs made on the vehicle.

12. Ms. Keith did tender a check to Mr. Hazel, her intent was to make a gift to Mr. Wooster.
13. Shortly, thereafter Ms. Keith was hospitalized.
14. Upon being released, Ms. Keith discovered that Mr. Wooster had used her credit card and checking account without her permission.
15. Therefore there were not sufficient funds in the account to cover the check.
16. Ms. Keith stopped payment to revoke the gift to Mr. Wooster.
17. Mr. Hazel was aware that the vehicle is owned by Mr. Wooster.
18. Ms. Keith believes and therefore alleges that Mr. Wooster contracted with Mr. Hazel for the repairs.

19. The 1995 Pontiac is in Mr. Hazel's possession.
20. No contract existed between Ms. Keith and Mr. Hazel.

WHEREFORE, Ms. Keith requests judgment for her and against the plaintiff.

Respectfully Submitted,



Robin Jean Foor
Attorney for Cathy Keith

EXHIBIT A

6241589 SDN

4ST (5-00)

PA TITLE NUMBER (AS SHOWN ON ATTACHED TITLE)

119299696206

MAKE OF VEHICLE

Bentley

MODEL YEAR

95

VEHICLE PURCHASED

VEHICLE IDENTIFICATION NUMBER

1G2UL52X8SF214726

CONDITION

 GOOD FAIR POOR

1. TAX/FEES

1ST ASSIGNMENT

2nd ASSIGNMENT

PURCHASE PRICE

(See note on reverse)

250.00

LESS TRADE-IN

TAXABLE AMOUNT

280.00

1. Sales Tax Due
x 6% (.06) or
x 7% (.07)
(See note on reverse)

15.00

1A Exemption Reason Code (must
be a number from 1
to 23 or 0)

1B First Assignment

1B Second Assignment

2. Title Fee

22.50

3. Lien Fee

4. Registration or
Processing FeeFee Exempt Number
as assigned by the
Bureau5. Duplicate Reg.
Fee
No. of Cards

6. Transfer Fee

7. Increase Fee

8. Replacement
FeeTOTAL PAID
(Add 1 thru 8)

37.50

10.

11. GRAND TOTAL
(Add 9 & 10)Send One
Check in
This Amount

37.50

NOTE: If "NEVER RECEIVED" block is checked, applicant must complete Form MV-44.

F. APPLICATION FOR
REGISTRATIONORIGINAL PLATE Check One PLATE TO BE ISSUED BY
BUREAU (PROOF OF IN-
SURANCE MUST BE AT-
ACHED.) EXCHANGE PLATE TO BE
ISSUED BY BUREAU TEMPORARY PLATE
ISSUED BY FULL AGENT TRANSFER OF PREVIOUSLY ISSUED PLATE
 TRANSFER & RENEWAL OF PLATE
 TRANSFER & REPLACEMENT OF PLATE
 TRANSFER OF PLATE & REPLACEMENT OF STICKER

PLATE NO.

REASON FOR REPLACEMENT

EXPIRES

Month Year

 LOST DEFACED
 NEVER RECEIVED (LOST IN MAIL) STCLEN

TRANSFERRED FROM TITLE NO.

VIN

TEMP. PLATE NO.

SIGNATURE OF PERSON FROM
WHOM PLATE IS BEING TRANS-
FERRED (IF OTHER THAN APPLICANT)

RELATIONSHIP TO APPLICANT

VEHICLE PURCHASED
WEIGHT INFO.
(IF APPLICABLE)GVWR
UNLADEN WEIGHT
REQ. REG. GROSS WT.
INCLUDING LOADREQ. REG. GROSS (COMB.
WT. (IF APPLICABLE)

INSURANCE COMPANY NAME

POLICY NO. (OR
ATTACH BINDER)POLICY EFFECTIVE
DATEPOLICY EXPIRATION
DATEISSUING
AGENT
INFOR-
MATIONI CERTIFY THAT ON MONTH DAY YEAR
I HAVE CHECKED TO DETERMINE THAT THE VEHICLE IS INSURED AND
ISSUED TEMPORARY REGISTRATION TO THE ABOVE APPLICANT, IN
COMPLIANCE WITH ALL APPLICABLE PROVISIONS OF THE VEHICLE CODE
AND DEPARTMENT REGULATIONS.

ISSUING AGENT (PRINT NAME)

ISSUING AGENT SIGNATURE

AGENT NO.

TELEPHONE NO.

811-5749

CERTIFICATION

Signature of First Purchaser or Authorized Signer

TELEPHONE NUMBER

Signature of Seller

1ST
ASSIGN-
MENT

Signature of Co-Purchaser/Title of Authorized Signer

841280-
14.30

Signature of Co-Seller

2ND
ASSIGN-
MENT

Signature of Second Purchaser or Authorized Signer

TELEPHONE NUMBER

Signature of Seller

Signature of Co-Purchaser/Title of Authorized Signer

()

Signature of Co-Seller

H. ADDITIONAL
TITLE
INFORMATIONNOTE: If a co-purchaser other than your spouse is listed and you want the title to be listed as "Joint Tenants With
Right of Survivorship" (On death of one owner, title goes to surviving owner.) CHECK HERE Otherwise, the title
will be issued as "Tenants in Common" (On death of one owner, interest of deceased owner goes to his/her heirs or
estate).NOTE: IF THE VEHICLE IS TO BE USED AS A DAILY RENTAL OR LEASED VEHICLE, CHECK THIS BLOCK IF BLOCK IS CHECKED, COMPLETE AND ATTACH FORM MV-10If your registration documents are not received
within 90 days, please contact PennDOT

MESSENGER NUMBER:

5. APPLICANT'S COPY/TEMPORARY REGISTRATION (VALID FOR 90 DAYS)

VERIFICATION

I, Cathy Keith, verify that the statements in the foregoing Answer and New Matter are true and correct. I understand that false statements that are made herein are made subject to penalties of 18 Pa.C..S. 4904 relating to unsworn falsification to authorities.

6/26/07
Date

Cathy Keith
Cathy Keith

IN THE COURT OF COMMON PLEAS, CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

RAYMOND E. HAZEL,
PLAINTIFF

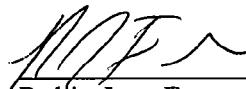
VS. : NO. 07-702-CD

CATHY L. KEITH
DEFENDANT

CERTIFICATE OF SERVICE

I, Robin Jean Foor, Esquire, hereby certify that on the 25th day of June, 2007, I served a copy of the Answer and New Matter filed in that above captioned matter to the following individual by first class mail, postage prepaid:

Raymond E. Hazel
225 Valley View Drive, F-3
Clearfield, PA 16830



Robin Jean Foor
PA ID # 41520
MidPenn Legal Services Inc.
211 East Locust Street
Clearfield, PA 16803
(814)765-9646

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA- CIVIL DIVISION

Raymond E. Hazel III,

* NO.: 07-702

Plaintiff

* Type of Case: Civil

vs.

* Type of Pleading:
Reply to New Matter

Cathy L. Keith,
Defendant

FILED 1cc Piff.
07/11/2007
JUL 10 2007

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS, CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL DIVISION

RAYMOND E. HAZEL,
PLAINTIFF

VS.

: NO. 07-702- CD

CATHY L. KEITH,
DEFENDANT

REPLY TO NEW MATTER

Plaintiff, Raymond E. Hazel, answers new matters addressed as follows:

Paragraph 10 of the New Matter is admitted.

Paragraph 11 of the New Matter is denied. Ms. Keith was aware of the work being preformed of the work being done on Mr. Wooster's car and observed it being done.

Paragraph 12 of the New Matter is admitted. Ms. Keith did tender a check to Mr. Hazel. Denied. Ms. Keith was in a relationship with Mr. Wooster at the time. The check was for the work on the vehicle that Mr. Hazel serviced. The memo on the check states it was for Mr. Wooster's motor for the vehicle. A copy of the stopped check is attached as Exhibit A.

Paragraph 13 of New Matter is admitted and denied. Ms. Keith was hospitalized one day or two before the repairs were completed. on Mr. Wooster's vehicle.

Paragraph 14 of the New Matter is denied. Ms. Keith was observed by witnesses giving Mr. Wooster her credit card to purchase parts for the vehicle. Ms. Keith was aware her credit card was in his possession. This is a matter between Mr. Wooster and Ms. Keith. A copy of the letter Ms. Keith had written regarding this matter is attached as Exhibit B.

Paragraph 15 of the New Matter is denied. Ms. Keith was aware that her checking account did not contain the sufficient funds to cover the check she had written to Mr. Hazel.

Paragraph 16 of the New Matter is Admitted. Denied. Mr. Hazel was unaware of Ms. Keith's intentions to stop payment on the check.

Paragraph 17 of the New Matter is Admitted. However, Ms. Keith had taken Mr. Wooster's registration and motor receipt from his car without his permission from Mr. Wooster or Mr. Hazel. A copy of these items are attached as Exhibit C and Exhibit D.

Paragraph 18 of the New Matter is Admitted. Denied. Ms. Keith offered to pay for the work done on Mr. Wooster's vehicle because at the said time Mr. Wooster did not have the money to so.

Paragraph 19 of the New Matter is Admitted.

Paragraph 20 of the New Matter is Admitted. Denied, Mr. Hazel spoke to Ms. Keith on the phone after sending her a certified letter regarding the situation. This occured in the month of August 2006. A copy of the letter and the receipt is attached as Exhibit E and Exhibit F and Exhibit G.

EXHIBIT A

EXHIBIT B



401 Science Park Road
State College, PA 16804

Phone: 1-800-322-9725
FAX: 814-231-2648

12:00 noon Aug. 3, 2006

I Cathy L. Keith am pressing
Charge's against David C. Webster
for using my Macy's Visa Card
Acct. no. 4019-8113-3078 2622
Without my knowledge while
I was in the Meadows.
Then he tried use it after
I put a stop on it to.
I called after they called
me on my Cell phone that
there where a lot of Charge's on
my Card on July 6, 2006.

Sincerely
Cathy L. Keith

EXHIBIT C

12589

F. 000 LAST NAME (OR FULL BUSINESS NAME) 19799196206 VEHICLE IDENTIFICATION NUMBER 162M152185F704726			MAKE OF VEHICLE Pontiac 95	MODEL YEAR 1995	PURCHASE PRICE (\$500 less on Tolls) 250.00	TAX/PBS AMOUNT 250.00	1ST ASSIGNMENT AMOUNT 250.00
LAST NAME (OR FULL BUSINESS NAME) Shaffner Calvin J. CO-PURCHASER			CONDITION <input type="checkbox"/> GOOD <input type="checkbox"/> FAIR <input type="checkbox"/> POOR	LESS TRADE-IN	TAXABLE AMOUNT 1. Sales Tax Due - 0% (00) or - 7% (07) 250.00 - 15.00	1ST ASSIGNMENT AMOUNT 250.00 15.00	
LAST NAME (OR FULL BUSINESS NAME) Wooster David C. CO-PURCHASER			LAST NAME FIRST NAME MIDDLE INITIAL 7-19-06	DATE ACQUIRED/ PURCHASED 7-19-06	1A. Registration License Code (Enter the number from the title or DMV) 1B. First Assignment 1C. Second Assignment	1C. Second Assignment	
STREET 126 LARKSPUR Lane CITY State College, PA ZIP CODE 16803			COUNTY CODE 114	2. Tolls 22.50			
STREET CITY STATE ZIP CODE			REFER TO COUNTY CODES LISTING ON REVERSE SIDE OF THIS COPY	3. License Fee			
STREET CITY STATE ZIP CODE			4. Registration or Processing Fee				
E. MAKE OF VEHICLE MODEL YEAR BODY TYPE (CP, TK, ETC)			COUNTY CODE 5. Deposit Reg. Fee No. of Cards	5. Deposit Reg. Fee No. of Cards			
F. ORIGINAL PLATE <input checked="" type="checkbox"/> Check One <input type="checkbox"/> PLATE TO BE ISSUED BY BUREAU (PROOF OF IN- SURANCE MUST BE AT- ACHED) <input type="checkbox"/> EXCHANGE PLATE TO BE ISSUED BY BUREAU <input type="checkbox"/> TEMPORARY PLATE ISSUED BY FULL AGENT			6. Transfer Fee				
<input type="checkbox"/> TRANSFER OF PREVIOUSLY ISSUED PLATE <input type="checkbox"/> TRANSFER & RENEWAL OF PLATE <input type="checkbox"/> TRANSFER & REPLACEMENT OF PLATE <input type="checkbox"/> TRANSFER OF PLATE & REPLACEMENT OF STICKER			7. Insurance Fee				
<input type="checkbox"/> GOOD <input type="checkbox"/> FAIR <input type="checkbox"/> POOR			8. Replacement Fee				
<input type="checkbox"/> LOGGED <input type="checkbox"/> DEFACED <input type="checkbox"/> NEVER RECEIVED (LOST IN MAIL) <small>NOTE: IF "NEVER RECEIVED" Block is checked, you must attach Form MV-44.</small>			9. Total Paid (Add 1 thru 8) 37.50				
<small>EXPIRES March Year</small>			10. Grand Total (Add 9 & 10) 37.50				
<small>TRANSFERRED FROM TITLE NO. VIN</small>			11. Send One Check in This Amount 37.50				
<small>SIGNATURE OF PERSON FROM WHOM PLATE IS BEING TRANS- FERRED (OTHER THAN APPLICANT)</small>			12. Relationship to Applicant				
VEHICLE PURCHASED WEIGHT INFO (IF APPLICABLE)		GVWR UNLADEN WEIGHT	REQ. REG. GROSS WT. INCLUDING LOAD	REQ. REG. GROSS GROSS WT. (IF APPLICABLE)			
INSURANCE COMPANY NAME		POLICY NO. (OR ATTACH ENDER)		POLICY EFFECTIVE DATE	POLICY EXPIRATION DATE		
ISSUING AGENT INFOR- MATION		I CERTIFY THAT ON MONTH <u>12</u> DAY <u>16</u> YEAR <u>16</u> I HAVE CHECKED TO DETERMINE THAT THE VEHICLE IS INSURED AND ISSUED TEMPORARY REGISTRATION TO THE ABOVE APPLICANT, IN COMPLIANCE WITH ALL APPLICABLE PROVISIONS OF THE VEHICLE CODE AND DEPARTMENT REGULATIONS.		ISSUING AGENT (PRINT NAME) <u>David C. Wooster</u>	AGENT NO. 87-4925		
G. CERTIFICATION		SIGNATURE OF 1ST PURCHASER OR AUTHORIZED SIGNER <u>David C. Wooster</u> Signature of Co-Purchaser/Tolls of Authorized Signer		TELEPHONE NUMBER 3428-1430	Signature of Seller Signature of Co-Seller		
2ND ASSIGN- MENT		Signature of 2ND PURCHASER OR AUTHORIZED SIGNER ()		Signature of Seller Signature of Co-Seller			
H. ADDITIONAL TITLE INFOR- MATION		NOTE: If a co-purchaser other than your spouse is listed and you want the title to be listed as "Joint Tenants With Right of Survivorship" (On death of one owner, title goes to surviving owner.) CHECK HERE <input type="checkbox"/> . Otherwise, the title will be issued as "Tenants in Common" (On death of one owner, interest of deceased owner goes to his/her heirs estate). NOTE: If the vehicle is to be used as a daily rental or leased vehicle, check this block <input type="checkbox"/> . If block is checked, complete and attach Form MV-44.					

卷之三

NOTE: If a co-purchaser other than your spouse is listed and you want the title to be listed as "Joint Tenants With Right of Survivorship" (On death of one owner, title goes to surviving owner.) CHECK HERE . Otherwise, the title will be issued as "Tenants in Common" (On death of one owner, interest of deceased owner goes to his/her heirs estate).

If your registration documents are not received within 90 days, please contact PennDOT.

MESSENDER NUMBER:

EXHIBIT D

CUSTOMER'S COPY

126726

JK YOU



CHAPMAN AUTO PARTS & SALES, INC.

RICHARD T. CERICO - OWNER
(LATE MODEL CAR & TRUCK PARTS)
RD 1 BOX 84 DUBOIS, PENNSYLVANIA 15801
(814) 583-5128 (800) 543-4388
20% Handling Charge On All Returned Parts
TERMS: NET CASH - NO DISCOUNT



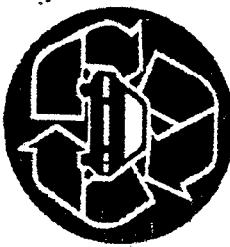
REFERENCE # **01126726** DATE **7/24/06** 3:40 PM
P.O. # **1** CUSTOMER # **1**

*****CASH*****

S
H
I
P
T
O

AN IF-1	CASH COUNTER SALE	TYPE OF SALE	TAX CODE	SHIP VIA	Page 1
------------	-------------------------	--------------	----------	----------	--------

PART NUMBER AND DESCRIPTION		UNIT PRICE	EXTENSION
10-ENGINE	STK#NUF	520.00	520.00
1	3.4		



BUY SMART - BUY USED

SHIPPING CHARGE **IMPORTANT - PLEASE READ BELOW:**

WE RESERVE THE RIGHT TO RETURN THE DEFECTIVE MOTOR, TRANSMISSION, AND REAR END PARTS UP TO THE PURCHASE (50TH) BUSINESS DAY FOLLOWING THE DATE OF THIS SALE FOR A REFUND OR EXCHANGE. AFTER SUCH TIME, THE BUYER SHALL ASSUME LIABILITY FOR THE COST OF REPAIRS OR CONVENIENCE FEES THAT MAY PRESENTLY EXIST OR HEREAFTER OCCUR WITH RESPECT TO THESE PARTS. **NO OTHER WARRANTIES**, EITHER EXPRESSED OR IMPLIED, AND NO IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, SHALL BE RESPONSIBLE FOR NOR INSTITUTE THE COST OF ANY LABOR FOR INSTALLATION OF THESE PARTS NOR FOR ANY EXPENSE INCURRED BY BUYER WITH

TOTAL	520.00
--------------	---------------

EXHIBIT E

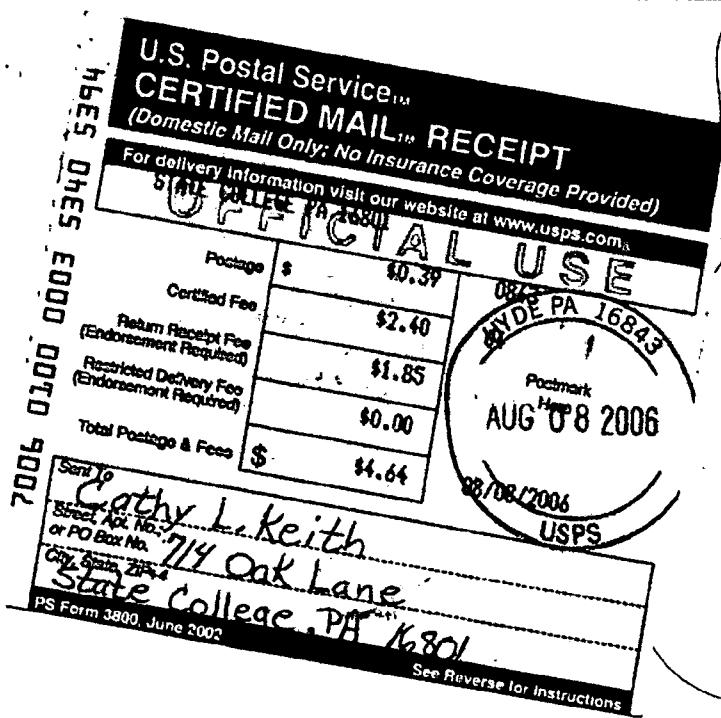


EXHIBIT F

SENDER: COMPLETE THIS SECTION

- Complete Items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Cathy L. Keith
714 Oak Lane
State College, PA
16801

COMPLETE THIS SECTION ON DELIVERY**A. Signature**

Cathy L. Keith Agent Addressee

B. Received by (Printed Name)**C. Date of Delivery**

D. Is delivery address different from Item 1? Yes
If YES, enter delivery address below: No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

7006 0100 0003 5340 5394

Domestic Return Receipt

102395-02-M-1840

2. Article Number
(Transfer from service label)

PS Form 3811, February 2004

EXHIBIT G

Monday, August 07,

2006

Cathy I Keith,

I would like to know why you stopped the payments on the check.

You still owe me \$ 300.00 plus what I had in the bank plus the cost of this letter to be sent to you.

If you take care of it you will not have to go to court for the mess you got me into, but if you don't you will go to court and I know you do not need that.

I am trying to be nice about this."

Sincerely,

Raymond

Hazel

IN THE COURT OF COMMON PLEAS, CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

RAYMOND E. HAZEL, :
PLAINTIFF :
:

VS.

Case No. 07-702-CD

CATHY L. KEITH
DEFENDANT

CERTIFICATE OF SERVICE

I, Raymond E. Hazel, hereby certify that on the 9th day of July , 2007,I served a copy of the Reply to New Matter filed in that above captioned matter to the following individual by first class mail, postage prepaid:

Cathy L. Keith

714 Oak Lane

State College, PA 16801



Raymond E. Hazel

225 Valley View Drive F-3

Clearfield, PA 16830

(814) 768- 9653

VERIFICATION

I, Raymond E. Hazel, verify that the statements in the Reply to New Matter are true and correct. I understand that false statements are made herein are made subject to the penalties of Pa. C.S. Section 4904 relating to Unsworn Falsification to Authorities.

7-9-07
Date

X Raymond E. Hazel
Raymond E. Hazel

VERIFICATION

Section 409A of the Internal Revenue Code of 1986, as amended, and the regulations thereunder, relating to the taxation of compensation, and the rules and regulations of the New York Stock Exchange, the American Stock Exchange, and the Nasdaq National Market, relating to the listing and trading of the Company's common stock, are incorporated by reference into this prospectus.

1888-1890 X

2. 2. 2.
Date

FILED

JUL 10 2007

William A. Shaw
Prothonotary/Clerk of Courts